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Attorneys for Defendant

United Therapeutics Corporation

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY**

Sandoz Inc. and RareGen, LLC,

Plaintiffs,

v.

United Therapeutics Corporation and
Smiths Medical ASD, Inc.,

Defendants.

Civil Action No. 3:19-cv-10170-BRM-LHG

The Honorable Lois H. Goodman,
U.S.M.J.

**NOTICE OF OPPOSED MOTION
TO SEAL**

[Pursuant to Local Civil Rule 5.3]

Return Date: December 16, 2019
Oral Argument Requested

PLEASE TAKE NOTICE that on December 16, 2019, or as soon thereafter as counsel may be heard, Defendants United Therapeutics Corporation

(“UTC”) and Smiths Medical ASD, Inc. (“Smiths Medical,” and together with UTC, “Defendants”), by and through their undersigned attorneys, shall move before the Honorable Lois H. Goodman, U.S.M.J., United States District Court, District of New Jersey, for an Order in the above-captioned matter, pursuant to Local Civil Rule 5.3(c), sealing the following (as further specified in Exhibit A, accompanying the Declaration of Stephen M. Orlofsky):

1. ECF No. 106-1: Portions of Plaintiffs’ Memorandum in Support of their Motion for a Preliminary Injunction;
2. ECF No. 109: Expert Report of Mohan Rao, Ph.D. in Support of Plaintiffs’ Motion for Preliminary Injunction;
3. ECF No. 110: Declaration of John M. Collins, Ph.D. in Support of Plaintiffs’ Motion for Preliminary Injunction;
4. ECF No. 112: Certain exhibits appended to the Declaration of Ethan Glass in Support of Plaintiffs’ Motion for Preliminary Injunction;
5. ECF No. 122: Portions of Defendants’ Brief in Opposition to Plaintiffs’ Motion for a Preliminary Injunction;
6. ECF No. 124: Expert Report of Dnyanesh Talpade in Support of Defendants’ Opposition to Defendants’ Motion for a Preliminary Injunction;

7. ECF No. 125: Expert Report of Eric M. Gaier, Ph.D. in Support of Defendants' Opposition to Defendants' Motion for a Preliminary Injunction;
8. ECF No. 126: Portions of the Declaration of Beth Rhodes in Support of Defendants' Opposition to Plaintiffs' Motion for a Preliminary Injunction;
9. ECF No. 127: Portions of the Declaration of Chris Quinn in Support of Defendants' Opposition to Plaintiffs' Motion for a Preliminary Injunction;
10. ECF No. 128: Portions of the Declaration of Carl Stamp in Support of Defendants' Opposition to Plaintiffs' Motion for a Preliminary Injunction;
11. ECF No. 129: Portions of the Declaration of Michael Benkowitz in Support of Defendants' Opposition to Plaintiffs' Motion for a Preliminary Injunction;
12. ECF No. 130: Portions of the Declaration of Kevin T. Gray in Support of Defendants' Opposition to Plaintiffs' Motion for a Preliminary Injunction;

13. ECF Nos. 131, 132, and 133: Certain exhibits appended to the Declaration of Edward C. Barnidge in Support of Defendants' Opposition to Plaintiffs' Motion for a Preliminary Injunction;
14. ECF No. 136-1: Amended Exhibit T to Declaration of Edward C. Barnidge in Support of Defendants' Opposition to Plaintiffs' Motion for a Preliminary Injunction;
15. ECF No. 137: Certain exhibits and Appendix A appended to Plaintiffs' Supplemental Evidence in Support of Plaintiffs' Motion for Preliminary Injunction.

PLEASE TAKE FURTHER NOTICE that in support of the opposed motion, Defendants will rely upon the accompanying Declaration of Stephen M. Orlofsky.

PLEASE TAKE FURTHER NOTICE that a proposed form of Order containing Findings of Fact and Conclusions of Law is being filed herewith; and

PLEASE TAKE FURTHER NOTICE that, pursuant to Local Civil Rule 5.3(c)(1), no brief is necessary in support of the opposed motion, as the parties do not believe a brief would assist the Court.

Dated: November 15, 2019

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CERTIFICATION OF SERVICE

I certify that on this date, I caused a copy of the foregoing Notice of Opposed Motion to Seal, with the accompanying Declaration of Stephen M. Orlofsky and proposed form of Order, to be served upon all counsel of record via the Court's ECF system.

Dated: November 15, 2019

/s/ Stephen M. Orlofsky
Stephen M. Orlofsky